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Attorney Docket No. 7414.0034-00

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UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1632

Examiner: Not yet assigned

In re Application of:

Freudenthal et al.

Application No.: 09/977,225

Filed: October 16, 2001

For: SYSTEM FOR FILLING

SUBSTRATE CHAMBERS WITH

LIQUID

Commissioner for Patents and Trademarks Washington, DC 20231

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Sir:

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

Copies of the listed documents, including copending patent applications, are attached.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed

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Attorney Docket No. 7414.0034-00 Application No. 09/977,225

documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: January 8, 2002

Troy E. Grabow Reg. No. 43,440

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	7414.0034-00	0.111		REUEIVED
Applicant	Freudenthal et al.	Serial No.	09/977,225	JAN 1 4 2001
Filing Date	October 16, 2001	Group:	1632	TECH CENTER 1600/290
	JAN 0 8 2002			

Examiner Document Issue Date No.						
Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Dat
	3,080,759	3/12/63	McQuaid		+	
	3,933,165	1/20/76	Budzak et al.			
	4,948,564	8/14/90	Root et al.			
	5,210,015	5/11/93	Gelfand et al.			
	5,538,848	7/23/96	Livak et al.			
	5,780,717	7/14/98	Wise et al.			
	5,928,907	7/27/99	Woudenberg et al.		<del></del>	
	6,015,674	1/18/00	Woudenberg et al.			
	6,159,368	12/12/00	Moring et al.	<del></del>		
	6,272,939 B1	8/14/01	Frye et al.			

	FOREIGN PAT	ENT DOCUMENTS			
Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
 WO 91/17239	11/14/91	PCT			100 01 110
 WO 97/36681	10/9/97	PCT			
 EP 0 895 240 A1	2/3/99	Europe	-		
 DE 197 39 119 A1	3/11/99	Germany			
EP 0 955 097 A1	11/10/99	Europe	1		
EP 1 088 590 A1	4/5/01	Europe	<del>  </del>		
WO 01/28684 A2	4/26/01	PCT	<del>  </del>		

 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
U. Landegren et al., "A Ligase-Mediated Gene Detection Technique," Science, 241:1077-80 (Aug. 1988)
D. Nickerson et al., "Automated DNA diagnostics using an ELISA-based oligonucleotide ligation assay," Proc. Natl. Acad. Sci USA, 87:8923-27 (Nov. 1990)
 P. Grossman et al., "High-density multiplex detection of nucleic acid sequences: oligonucleotide ligation assay and sequence-coded separation," <i>Nucl. Acids Res.</i> , 22:4527-34 (1994)

## INFORMATION DISCLOSURE CITATION

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Atty. Docket No.	7414.0034-00	Serial No.	00/077.007
Applicant	Freudenthal et al. OTPE	Ocharivo.	09/977,225
Filing Date	October 16, 2001	Group:	1632
	JAN - 8 - 2002		1002

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)  Co-pending Application No. 09/496,408 Inventors: Hon Shin et al. Filed: February 2, 2000 Title: Apparatus and method for ejecting sample well trays Attorney Docket No. 7414.0018-00
Co-pending Application No. 09/848,270 Inventors: Frye et al. Filed: May 4, 2001 Title: System and method for filling a substrate with a liquid sample Attorney Docket No. 7414.0011-01
Co-pending Application No. 09/897,500 Inventors: Bordenkircher et al. Filed: July 3, 2001 Title: PCR sample handling device Attorney Docket No. 7414.0013-00
Co-pending Application No. 09/606,006 Inventors: Barzilai et al. Filed: June 29, 2000 Title: Apparatus and method for transporting sample well trays Attorney Docket No. 7414.0009-00

Examiner			
*Examiner:	Initial if reference considered to the	Date Considered	
	nitial if reference considered, whether or not citation is in conformance with MPEP 609; draw line communication to applicant.		
Form PTO 14	Patent and	Patent and Trademark Office - U.S. Department of Commerce	